

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, JANUARY 12, 2006

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JOURNAL OF THE SENATE

FOURTH CALENDAR DAY
FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 12, 2006

The Senate met in regular session at 8:38 a.m., President Lamberti presiding.

Prayer was offered by the Reverend George Werner. He is the president of the House of Deputies of the Episcopal Church of America. He was the guest of Senator Tinsman.

The Journal of Wednesday, January 11, 2006, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 8:43 a.m. until 9:00 a.m., Friday, January 13, 2006.

APPENDIX

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

	<u>TERM</u>
BOARD OF BARBER EXAMINERS (Sec. 147.14(1))	
Kristina Lusk, Des Moines	07/26/2005 – 04/30/2006
Robert VanVooren, Durant	05/01/2005 – 04/30/2008
BOARD OF CORRECTIONS (Sec. 904.104)	
Frank (Marty) Martinez, Ames	08/05/2005 – 04/30/2007
BOARD OF COSMETOLOGY ARTS AND SCIENCES EXAMINERS (Sec. 147.14(14))	
David Lyn Weatherwax, Delhi	05/09/2005 – 04/30/2008
STATE BOARD OF EDUCATION (Sec. 256.3)	
Max Phillips, Woodward	10/03/2005 – 04/30/2008
ELEVATOR SAFETY BOARD (Sec. 89A.13)	
Robert Olney, Urbandale	08/22/2005 – 04/30/2006
BOARD OF EXAMINERS FOR THE LICENSING AND REGULATION OF HEARING AID DISPENSERS (Sec. 154A.2-3)	
Mary Ricketts, Davenport	06/20/2005 – 04/30/2008
IOWACCESS ADVISORY COUNCIL (Sec. 8A.221)	
Lawrence Lentz, Davenport	09/22/2005 – 04/30/2006
COMMISSION ON JUDICIAL QUALIFICATIONS (Sec. 602.2102)	
Robert Huffman, Fort Madison	06/15/2005 – 04/30/2011
LANDSCAPE ARCHITECTURAL EXAMINING BOARD (Sec. 544B.3)	
Mark Ripplinger, Cedar Falls	05/01/2005 – 04/30/2008
BOARD OF EXAMINERS FOR MASSAGE THERAPY (Sec. 147.14(17))	
Doug Carlson, Cedar Rapids	05/09/2005 – 04/30/2007
Aaron Landmesser, St. Anthony	05/05/2005 – 04/30/2008
MENTAL HEALTH, MENTAL RETARDATION, DEVELOPMENTAL DISABILITIES, AND BRAIN INJURY COMMISSION (Sec. 225C.5(1))	
Rick Hecht, Sac City	05/01/2005 – 04/30/2008
Janice Heikes, Mabel, MN	09/06/2005 – 04/30/2006
BOARD OF MORTUARY SCIENCE EXAMINERS (Sec. 147.14 (16))	
Tyrone Orr, Davenport	07/21/2005 – 04/30/2008

BOARD OF PHYSICIAN ASSISTANT EXAMINERS (Sec. 147.14(12))

Mary Charlton, Runnells	05/24/2005 – 04/30/2008
Donald Klitgaard, Harlan	05/20/2005 – 04/30/2008

PREVENTION OF DISABILITIES POLICY COUNCIL (Sec. 225B.3)

Marianne (Mary) Nehus, Davenport	05/01/2005 – 04/30/2008
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STATE RACING AND GAMING COMMISSION (Sec. 99D.5)

Gregory Seyfer, Cedar Rapids	12/07/2005 – 04/30/2007
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IOWA RAILWAY FINANCE AUTHORITY (Sec. 327I.5-6)

Wanda Carlson, Keokuk	06/03/2005 – 04/30/2006
Dianna Darold, Hudson	06/10/2005 – 04/30/2008

REAL ESTATE COMMISSION (Sec. 543B.8)

Laurel (Lori) Diehl, Mason City	07/01/2005 – 04/30/2008
E. Karl Reichert, Muscatine	07/01/2005 – 04/30/2008

BOARD OF SOCIAL WORK EXAMINERS (Sec. 147.14(20))

Katinka Keith, Waterloo	12/21/2005 – 04/30/2007
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TECHNOLOGY GOVERNANCE BOARD (Sec. 8A.204)

Sandra Cowie, West Des Moines	10/18/2005 – 04/30/2007
Randall Ramundt, Des Moines	07/15/2005 – 04/30/2006

IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION (Sec. 8D.3)

Michael Mahaffey, Montezuma	12/07/2005 – 04/30/2007
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COMMISSION ON TOBACCO USE PREVENTION AND CONTROL (Sec. 142A.3)

Andrea Coziahr, Council Bluffs	08/17/2005 – 04/30/2006
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STATE TRANSPORTATION COMMISSION (Sec. 307.3)

Wayne Sawtelle, Marshalltown	06/24/2005 – 04/30/2007
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UTILITIES BOARD (Sec. 474.1)

Curtis W. Stamp, Des Moines	09/26/2005 – 04/30/2007
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COMMISSION ON THE STATUS OF WOMEN (Sec. 216A.52-53)

Carla Espinoza, Ames	09/12/2005 – 04/30/2006
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IOWA WORKFORCE DEVELOPMENT BOARD (Sec. 84A.1A)

David Owen, Granger	10/20/2005 – 04/30/2006
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REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on January 12, 2006:

BUSINESS AND LABOR RELATIONS

David Owen – Iowa Workforce Development Board

COMMERCE

Michael Mahaffey – Iowa Telecommunications and Technology Commission

Curtis W. Stamp – Utilities Board

EDUCATION

Max Phillips – State Board of Education

Sandra Cowie – Technology Governance Board

Randall Ramundt – Technology Governance Board

HUMAN RESOURCES

Rick Hecht – Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission

Janice Heikes – Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission

Mary Charlton – Board of Physician Assistant Examiners

Donald Klitgaard – Board of Physician Assistant Examiners

Marianne (Mary) Nehus – Prevention of Disabilities Policy Council

Andrea Coziahr – Commission on Tobacco Use Prevention and Control

Carla Espinoza – Commission on the Status of Women

JUDICIARY

Frank (Marty) Martinez – Board of Corrections

Robert Huffman – Commission on Judicial Qualifications

STATE GOVERNMENT

Kristina Lusk – Board of Barber Examiners

Robert VanVooren – Board of Barber Examiners

David Lyn Weatherwax – Board of Cosmetology Arts and Sciences Examiners

Robert Olney – Elevator Safety Board

Mary Ricketts – Board of Examiners for the Licensing and Regulation of Hearing Aid Dispensers

Lawrence Lentz – IowAccess Advisory Council

Mark Ripplinger – Landscape Architectural Examining Board

Doug Carlson – Board of Examiners for Massage Therapy
Aaron Landmesser – Board of Examiners for Massage Therapy

Tyrone Orr – Board of Mortuary Science Examiners

Gregory Seyfer – State Racing and Gaming Commission

Laurel (Lori) Diehl – Real Estate Commission
E. Karl Reichert – Real Estate Commission

Katinka Keith – Board of Social Work Examiners

TRANSPORTATION

Wayne Sawtelle – State Transportation Commission

WAYS AND MEANS

Wanda Carlson – Iowa Railway Finance Authority
Dianna Darold – Iowa Railway Finance Authority

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Kyle Steffen, Indianola—For achieving the rank of Eagle Scout. Senator Shull (1/12/06).

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF ECONOMIC DEVELOPMENT

Report on the Workforce Development Fund for the calendar quarter ending December 31, 2005, pursuant to Iowa Code section 15.343(3a). Report received on January 12, 2006.

INSTITUTE FOR TOMORROW'S WORKFORCE

Report and audit of the first six months, pursuant to 2005 Acts, [House File 816](#). Report received on January 11, 2006.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: January 12, 2006, 10:35 a.m.

Members Present: Connolly and McKinley, Co-chairs; Angelo, Beall, Boettger, Brunkhorst, Dvorsky, Mulder, Quirmbach, Schoenjahn, Ward, and Wood.

Members Absent: Kreiman and Larson (both excused).

Committee Business: Organizational meeting.

Adjourned: 10:45 a.m.

BUSINESS AND LABOR RELATIONS

Convened: January 12, 2006, 10:30 a.m.

Members Present: Dearden and Wieck, Co-chairs; Behn, Courtney, Dotzler, Horn, McKibben, Seng, Seymour, and Shull.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:35 a.m.

RULES AND ADMINISTRATION

Convened: January 12, 2006, 8:45 a.m.

Members Present: Gronstal and Iverson, Co-chairs; Boettger, Courtney, Dvorsky, Hahn, Kibbie, Lamberti, and Ragan.

Members Absent: Angelo (excused).

Committee Business: Approved Governor's appointments.

Adjourned: 8:50 a.m.

WAYS AND MEANS

Convened: January 12, 2006, 1:05 p.m.

Members Present: Bolkcom and Zieman, Co-chairs; Connolly, Danielson, Hahn, Seng, Stewart, Wieck, and Zaun.

Members Absent: Dotzler, Larson, McCoy, McKibben, McKinley, Miller, and Quirmbach (all excused).

Committee Business: Organizational meeting.

Adjourned: 1:10 p.m.

INTRODUCTION OF RESOLUTION

[Senate Resolution 103](#), by Warnstadt, Wieck, and Mulder, a resolution requesting that the United States Postal Service retain the area mail processing center in Sioux City, Iowa.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

[Senate File 2026](#), by McCoy, a bill for an act creating a support the arts motor vehicle registration plate, establishing fees, and making an appropriation.

Read first time under Rule 28 and referred to committee on **Transportation**.

[Senate File 2027](#), by Tinsman, Boettger, Brunkhorst, Mulder, Hahn, Kettering, Miller, Seymour, Ziemann, Iverson, Lundby, Putney, Ward, McKinley, Johnson, and Ragan, a bill for an act relating to human trafficking and related offenses, including the provision of law enforcement training and victim assistance programs, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 2028](#), by McCoy, a bill for an act relating to the two thousand-foot residency restriction for sex offenders, and providing a penalty.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 2029](#), by Iverson, a bill for an act relating to the issuance of weapons permits by a county sheriff or the commissioner of public safety.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 2030](#), by Ward, a bill for an act relating to the exemption from the sales and use taxes of the sales price from point of sale or automated teller machine access or service charges assessed by a financial institution.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

[Senate File 2031](#), by Ragan, Seymour, Warnstadt, Beall, Tinsman, Dotzler, Stewart, Boettger, and Kreiman, a bill for an act relating to grandparent and great-grandparent visitation.

Read first time under Rule 28 and referred to committee on **Human Resources**.

[Senate File 2032](#), by Behn, a bill for an act relating to the provision of support for adult children who are dependent because of a physical or mental disability, providing an effective date, and providing for retroactive applicability.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 2033](#), by Ward, a bill for an act requiring rock or gravel in a vehicle to be covered and providing a penalty.

Read first time under Rule 28 and referred to committee on **Transportation**.

SUBCOMMITTEE ASSIGNMENTS

[Senate File 2013](#)

STATE GOVERNMENT: Wood and Zieman, Co-chairs; Danielson and Wieck

[Senate File 2023](#)

TRANSPORTATION: Dearden and Zieman, Co-chairs; Beall and Shull